

1 THE HONORABLE JOHN C. COUGHENOUR  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 v.  
12 Plaintiff,

13 LEE JAMES CLINE,

14 Defendant.

CASE NO. CR19-0023-JCC

ORDER

15 This matter comes before the Court on Defendant's unopposed motion to continue the  
16 trial date and the pretrial motions deadline (Dkt. No. 18). Defendant has filed a speedy trial  
17 waiver up to and including November 11, 2019. (Dkt. No. 19.) Having considered the motion  
18 and Defendant's speedy trial waiver, the Court FINDS:

19 1. Taking into account the exercise of due diligence, a failure to grant a continuance  
20 in this case would deny defense counsel reasonable time necessary for effective preparation due  
21 to counsel's need for more time to review the evidence, consider possible defenses, and gather  
22 evidence material to the defense, as set forth in 18 U.S.C. § 3161(h)(7)(B)(iv);

23 2. Failure to grant a continuance would likely result in the miscarriage of justice, as  
24 set forth in 18 U.S.C. § 3161(h)(7)(B)(i);

25 3. The additional time requested is a reasonable period of delay, as Defendant has  
26 requested more time to prepare for trial, investigate the matter, gather evidence material to the

1 defense, and consider possible defenses;

2       4. The case is sufficiently complex that it is unreasonable to expect adequate  
3 preparation for pretrial proceedings or the trial itself within the current trial schedule, as set forth  
4 in 18 U.S.C. § 3161(h)(7)(B)(ii);

5       5. The ends of justice will best be served by a continuance, and the ends of justice  
6 outweigh the best interests of the public and Defendant in any speedier trial, as set forth in 18  
7 U.S.C. § 3161(h)(7)(A); and

8       6. The additional time requested between the current trial date and the new trial date  
9 is necessary to provide defense counsel the reasonable time necessary to prepare for trial,  
10 considering counsel's schedule and all of the facts set forth above.

11       For the foregoing reasons, Defendant's motion to continue the trial date and pretrial  
12 motions deadline (Dkt. No. 18) is GRANTED. It is therefore ORDERED that the trial date in  
13 this matter be CONTINUED from April 8, 2019 to October 21, 2019 at 9:30 a.m., and that the  
14 time between the date of this order and the new trial date is excludable time under the Speedy  
15 Trial Act, pursuant to 18 U.S.C. §§ 3161(h)(7)(A), 3161(h)(7)(B)(ii), and 3161(h)(7)(B)(iv). Any  
16 pretrial motions shall be filed no later than September 20, 2019.

17       DATED this 5th day of March 2019.



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19       John C. Coughenour  
20       UNITED STATES DISTRICT JUDGE  
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